

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

X

H Katz

Plaintiff,

against

Joe R Mogus
All That Glitters Inc
Defendant(s)

NOTICE OF MOTION

574

06 cv 05474 (ABC)

[docket number] [judge's initials]

X 06cv05474 DLIRazam

PLEASE TAKE NOTICE that upon the annexed affidavit or

affirmation Joe R Mogus sworn to or affirmed

7/13/2006

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and upon the complaint herein,
Honorable Denis L. Latta, Jr.
(Judge's name) U.S.D.J.,

plaintiff will move this Court,

in room United States Courthouse, Brooklyn, New York, 11201,

on the 13th day of July, 2006, at (time) or as

soon thereafter as counsel can be heard, for an order pursuant to

Rule of the Federal Rules of Civil Procedure granting

by motion for a dismissal of the case

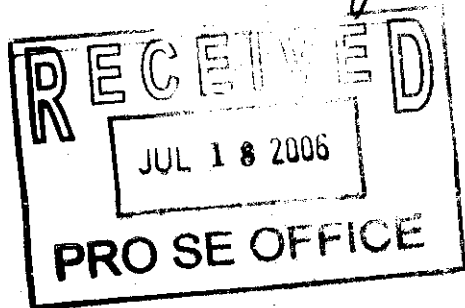
06cv05474 Katz vs Joe R. Mogus

All That Glitters Inc.

Dated: MORGAN West VIRGINIA
New York

(date) July 13/2006

Joe R Mogus
Joe R Mogus



PLAINTIFF PRO SE

Mail - PO Box 602
Cross Junction Va
22625

304-258-4247

Phone & Address not viable after July 21/2006
as explained previously as house has been sold by
owner am moving - will provide cell number
new address as soon as I can.

I am now asking this court to dismiss this case (06cv05474 , Katz vs. Joe R. Mogus /All That Glitters Inc due to the lack of response and cooperation of plaintiffs counsel , Mr. Kline. To this point he has not responded to any of the motions i have filed some as long ago now as i believe 7 weeks , nor did he respond to any of my letters or faxes as we had been ordered to confer by Magistrate Judge Orenstein prior to our June 21st conference ——— totally ignoring my overtures to discuss. As a pro se defendant, I have struggled to observe and respect the rules and protocols of the court , to make this process work , he ,simply has not . Due to this lack of even a response I am now asking a dismissal of this case

Most Sincerely
Joe R Mogus
Joe R Mogus

P.S. Is this process open-ended, without parameter? I do recollect a date of May 27th having been established for response by Plaintiff counsel I have no recollection of that date being amended or revoked.

Thank You
Joe Mogus

WHEREFORE, I respectfully request that the court grant the within motion, as well as such other and further relief that may be just and proper.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 7/14/06 (Date)

Joe R Mogus
Your Signature

Print your name

Joe R Mogus

To Law Office Shmuel Klein P
268 Route 59 West
Spring Valley
New York 10977

CC All Pages Shmuel Klein

MASSUS/ALL THE GITTER
PO BOX
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08605

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Special Attn
Mr Ralph Vesce

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